



THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICATION OF: LOPATIN

CONFIRMATION: 3404

SERIAL NO.: 10/591,607

GROUP ART UNIT: 2837

FILED: 7/17/07

EXAMINER: B. P. Gordon

FOR: Apparatus for determining and/or ...

ATTY. REFERENCE: LOPA3010/FJD

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS

COMMISSIONER OF PATENTS

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated: **Jan. 28, 2010**
of the Primary Examiner finally rejecting claims: **8 and 10-14**

The Appeal Fee is:

- ☒ enclosed ☒ \$540. ☐ \$270.
- ☐ not required (fee paid in prior appeal in this application).
- ☐ requested to be charged to **Deposit Account Number 02-0200**. A duplicate copy of this sheet is enclosed.
- ☐ Small Entity Status is claimed.
- ☒ The Commissioner is hereby authorized to charge any additional fees associated with this communication, including fees due under 37 CFR 1.16 and 37 CFR 1.17 or credit any overpayment to **Deposit Account Number 02-0200**. A duplicate copy of this sheet is enclosed.

23364

Customer Number

Phone: (703) 683-0500

Respectfully submitted,

06/29/2010 SMOHAMME 00000043 10591607

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540.00 OP

Felix J. D'Ambrosio

Attorney for Applicant

Registration Number: 25,721

DATE: June 28, 2010